

**SUPREME COURT MINUTES
WEDNESDAY, OCTOBER 15, 2008
SAN FRANCISCO, CALIFORNIA**

S166072 B193251 Second Appellate District, Div. 4 **WALL STREET NETWORK
LTD. v. NEW YORK TIMES
COMPANY**

The time for granting or denying review in the above-entitled matter is hereby extended to November 18, 2008.

S044739 **PEOPLE v. BANKSTON
(ANTHONY GEORGE)**

Extension of time granted

Good cause appearing, and based upon State Public Defender Michael J. Hersek's representation that he anticipates filing the appellant's opening brief by March 3, 2009, counsel's request for an extension of time in which to file that brief is granted to December 15, 2008. After that date, only two further extensions totaling about 80 additional days are contemplated.

S055501 **PEOPLE v. BUTLER
(RAYMOND OSCAR)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Karen Hamilton's representation that she anticipates filing the supplemental reply brief by November 24, 2008, counsel's request for an extension of time in which to file that brief is granted to November 24, 2008. After that date, no further extension is contemplated.

S082776 **PEOPLE v. REED (ENNIS)**

Extension of time granted

Good cause appearing, and based upon counsel Gail Harper's representation that she anticipates filing the appellant's opening brief by June 30, 2009, counsel's request for an extension of time in which to file that brief is granted to December 9, 2008. After that date, only four further extensions totaling about 200 additional days are contemplated.

S086234**PEOPLE v. MILES (JOHNNY
DUANE)**

Extension of time granted

Good cause appearing, and based upon counsel Peter Giannini's representation that he anticipates filing the appellant's opening brief by February 15, 2009, counsel's request for an extension of time in which to file that brief is granted to December 8, 2008. After that date, only one further extension totaling about 70 additional days is contemplated.

S086355**PEOPLE v. LEWIS (KEITH
ALLEN)**

Extension of time granted

Good cause appearing, and based upon counsel Pamala Sayasane's representation that she anticipates filing the appellant's opening brief by Spring 2009, counsel's request for an extension of time in which to file that brief is granted to December 9, 2008. After that date, only two further extensions totaling about 120 additional days are contemplated.

S106489**PEOPLE v. WEATHERTON
(FRED LEWIS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 8, 2008.

S116750**DAVIS (STANLEY
BERNARD) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Sharlene A. Honnaka's representation that she anticipates filing the return to the order to show cause by January 30, 2009, counsel's request for an extension of time in which to file that document is granted to December 9, 2008. After that date, only one further extension totaling about 52 additional days is contemplated.

S116882**PEOPLE v. BURGNER
(MICHAEL RAY)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Harry Gruber's representation that he anticipates filing the appellant's reply brief by November 13, 2008, counsel's request for an extension of time in which to file that brief is granted to November 13, 2008. After that date, no further extension is contemplated.

S151222**LETNER, JR., (RICHARD
LACY) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Harry Joseph Colombo's representation that he anticipates filing the informal response to the petition for writ of habeas corpus by the end of January 2009, counsel's request for an extension of time in which to file that document is granted to December 15, 2008. After that date, only one further extension totaling about 45 additional days is contemplated.

S161498**GONZALEZ (ERIC) ON H.C.**

Extension of time granted

On application of respondent Los Angeles Attorney General and good cause appearing, it is ordered that the time to serve and file the Informal Response to Petition for Review is extended to November 13, 2008.

S162266**CHAN (DENNIS) ON H.C.**

Extension of time granted

On application of the respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to November 2, 2008.

S163222**CHIARA (STEPHEN DUANE)
ON H.C.**

Extension of time granted

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file Respondent's Informal Response is extended to October 29, 2008.

S164986**JONES (DARRYLE L.) ON
H.C.**

Extension of time granted

On application of the respondent and good cause appearing, it is ordered that the time to serve and file the informal response is extended to October 28, 2008.

S165113

B189133 Second Appellate District, Div. 2

**LOS ANGELES UNIFIED
SCHOOL DISTRICT v.
GREAT AMERICAN
INSURANCE COMPANY**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file Respondent's Opening Brief on the Merits is extended to December 1, 2008.

S165448**SINGLETON (STANLEY
EZELL) ON H.C.**

Extension of time granted

On application of respondent Office of the Attorney General and good cause appearing, it is ordered that the time to serve and file the informal response to the petition for review is extended to October 23, 2008.

S166467

B204041 Second Appellate District, Div. 1

**SAN SIMEON
CONDOMINIUM
ASSOCIATION v. 2006/2007
BOARD OF DIRECTORS**

Extension of time denied

The application of appellant for an extension of time to file a supplemental brief is denied.

S166876

C056475 Third Appellate District

**CADLE COMPANY v.
TAYLOR (ALLISON S.)**

Extension of time denied

The application of the respondent to extend the time to file the answer to the petition for review is hereby denied.

S167202**PEOPLE v. BROWN (RONNIE O'NEAL)**

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S165959**PRESLEY ON DISCIPLINE**

Recommended discipline imposed

It is ordered that CLAY EDWARD PRESLEY, State Bar No. 174277, be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for three years on condition that he be actually suspended for thirty days. Respondent is also ordered to comply with the other conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed June 13, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10, and one-half of said costs be paid with membership fees for the years 2009 and 2010. It is further ordered that if CLAY PRESLEY fails to pay any installment of disciplinary costs within the time provided herein or as may be modified by the State Bar Court pursuant to section 6086.10, subdivision (c), the remaining balance of the costs is due and payable immediately unless relief has been granted under the Rules of Procedure of the State Bar of California (Rules Proc. of State Bar, rule 286). The payment of costs is enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S165966**MORRIS ON DISCIPLINE**

Recommended discipline imposed

It is ordered that BARRY L. MORRIS, State Bar No. 48368, be suspended from the practice of law for one year, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on June 10, 2008. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and one-third of said costs be paid with membership fees for the years 2009, 2010, and 2011. It is further ordered that if respondent fails to pay any installment of disciplinary costs within the time provided herein or as may be modified by the State Bar Court pursuant to section 6086.10, subdivision (c), the remaining balance of the costs is due and payable immediately

unless relief has been granted under the Rules of Procedure of the State Bar of California (Rules Proc. of State Bar, rule 286). The payment of costs is enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

B198263 Second Appellate District, Div. 5 **LIBERATO (MARIBEL) v.
ASUNCION (MERCEDES)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Five to Division Eight.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 838)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:
(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)